



#11
Dmt
5-2-03

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yves Dubaquie et al. Attorney Docket #: 39766-0131R1D1
Serial No. 10/028,410 Group Art Unit 1647
Filing Date 12/19/2001 Examiner: Bunner, Bridget E
Title: TANGENTIAL-FLOW FILTRATION SYSTEM

RECEIVED

Commissioner for Patents
Washington, D. C. 20231

MAY 01 2003

RESPONSE TO RESTRICTION REQUIREMENT

TECH CENTER 1600/2900

Sir:

In an Office Action mailed on March 11, 2003, Applicants were requested to restrict the present application to the invention of Group I (Claims 1-7) and Group II (Claims 8-14, and 14-20 [sic]). It is noted that the present application contains 14 claims, which are correctly listed in the PTO-326 Form accompanying the present Office Action.

Accordingly, Group II should list Claims 8-14 only.

The present Response is accompanied by a request for a one-month extension or time, and is, therefore, timely filed.

The invention of Group I (Claims 1-7) is hereby elected with traverse.

Claims 1-7 concern methods for treating disorders characterized by dysregulation of the GH/IGF axis in a mammal. Claims 8-14 are drawn to a kit comprising a container containing a pharmaceutical composition containing an IGF-1 variant, and instructions directing the user to utilize the composition for treating a disorder characterized by dysregulation of the GH/IGF axis in a mammal. Since Claims 1-14, whether method or kit, all relate to the treatment of disorders characterized by dysregulation of the GH/IGF axis,

CERTIFICATE OF MAILING (37 CFR 1.10(a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited on April 24, 2003 with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No. EY165101200US addressed to: Commissioner for Patents, Washington, D.C. 20231

Date: April 25, 2003

Cheryl Ann Rogers
Cheryl Ann Rogers

10028410

04/25/2003 SDEB001 00000027 081641

110.00 CH


01 FC:1251

they should be all classified in class 514, subclass 2, and examined together in one application. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the present Restriction Requirement, and examine all of Claims 1-14 in the present application.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 08-1641 (**Attorney Docket No.: 39766-0131R1D1**). Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully Submitted,

Date: April 24, 2003



Ginger R. Dreger
Reg. No. 33,055

HELLER ERHMAN WHITE & McAULIFFE LLP

Customer No. 25213
275 Middlefield Road
Menlo Park , CA 94025
Tel: (650) 324-7000
Fax: (650) 324-0638

SV 430995 v1
4/24/03 9:40 AM (39766.0131)